THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.23361 OF 2005

DATED:31.10.2005

Between:

Panchadarla Satyam

…Petitioner

And

The Govt. of A.P., rep. by its

Principal Secretary, Municipal Administration

Secretariat Buildings, Secretariat,

Hyderabad and another

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.23361 OF 2005

ORDER:

The petitioner is a resident if Vizianagaram. He is eking out his livelihood by working as labour. It is alleged that on 7.1.2005 at 5.00 p.m. he went to Balaji Floor Mill for delivering gunny bags, he received bullet injury below the knee in right leg and sustained severe injury. Subsequently it was operated and he became immobile. It is also alleged that on that day, the workers of Vizianagarm Municipality were killing pigs by shooting them, and one such bullet hit the petitioner. He contends that the second respondent is negligent and therefore liable to pay compensation. He relied on first information report lodged by the Commissioner of Vizianagaram Municipality in support of the allegation.

The Writ Petition is filed essentially claiming compensation for the injuries he sustained due to negligence of second respondent in eliminating pigs by using guns. This is a matter, which requires lot of evidence as to nature of negligence, and also the amount of compensation that can be paid for such negligence. These mattes cannot be decided in Writ Petition. If so advised, the petitioner may approach the Civil Court and claim compensation after issuing notice to Vizianagarm Municipality.

The Writ Petition with the above observations is accordingly dismissed.

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(V.V.S.RAO, J)

31.10.2005

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